

## **TOWNSHIP OF WEST MILFORD**

**THE FOLLOWING COMPRISES THOSE DOCUMENTS  
SUBMITTED TO THE TOWNSHIP COUNCIL FOR  
CONSIDERATION AND ACTION AT THE  
MARCH 24, 2021  
REGULARLY SCHEDULED REGULAR GOVERNING BODY  
MEETING.**

**THESE ACTION ITEMS ARE SUBJECT TO CHANGE AND  
ARE PROVIDED HERETO AS A COURTESY.**

**ORDINANCES AND RESOLUTIONS THAT HAVE BEEN  
ADOPTED BY THE TOWNSHIP COUNCIL ARE POSTED ON  
THE TOWNSHIP WEBSITE UNDER "LOCAL LAW" AS SOON  
AS PRACTICABLE AFTER THE MEETING AT WHICH  
ACTION WAS TAKEN.**

**IT IS STRONGLY RECOMMENDED THAT ONE SEEKING A  
COPY OF THAT WHICH WAS ADOPTED BY THE  
TOWNSHIP COUNCIL OBTAIN THAT COPY UNDER THE  
LINK TO "LOCAL LAW".**

**EACH OF THE FOLLOWING RECORDS IS SUBJECT TO  
CHANGE AND/OR AMENDMENT BY THE TOWNSHIP  
COUNCIL PRIOR TO ADOPTION.**

## Township of West Milford

Passaic County, New Jersey

### ~ Resolution 2021 – 105 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY TO ANTICIPATE MISCELLANEOUS REVENUES IN THE 2021 BUDGET USING THE THREE-YEAR AVERAGE OF REALIZED REVENUES FROM THE PRIOR THREE YEARS**

**WHEREAS**, the Covid 19 pandemic had an adverse effect on the anticipated municipal revenues in the 2020 municipal current fund budget; and

**WHEREAS**, Section 1 of P.L. 2020, c.74 amended N.J.S.A 40A:4-26 authorized the Director of the Division of Local Government Services ("Division") to promulgate new standards for the anticipation of Covid-19 affected revenues in the FY2021 budget and if necessary, in future years; and

**WHEREAS**, for FY 2021, the Director authorizes the use of a three-year average for the calculation of affected revenues; and

**WHEREAS**, the Chief Financial Officer of the Township of West Milford, certifies that the following revenue was affected in 2020 by the Covid 19 pandemic and that the three-year average of the amounts realized in 2018-2020 be anticipated in the introduced budget for 2021.

Revenue Category	2018	2019	2020	Average
Recreation Fees	466,475	439,584	126,849	344,303

**NOW THEREFORE, BE IT RESOLVED** by the Township Council of the Township of West Milford that the above referenced revenues be anticipated using the three- year average as permitted by the amendments to 40A: 4-26, adopted by the P.L. 2020, c. 74.

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

\_\_\_\_\_  
William Senande, Township Clerk

## Township of West Milford

Passaic County, New Jersey

### ~ Resolution 2021 – 106 ~

#### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING INCREASE IN DEFERRED SCHOOL TAXES FOR LOCAL SCHOOL TAXES

**WHEREAS**, the Division of Local Government Services requires that the Governing Body of any municipality which has Deferred School Taxes must authorize any increase in the deferral of any additional amounts, and

**WHEREAS**, the Governing Body has decided that an increase in Deferred School Taxes is in the best interest of the Township at this time.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body that the following Deferred School Taxes be hereby increased for the year ended December 31, 2020 as follows:

	Deferred Local School Taxes
Amount Deferred 12/31/20	28,907,776.00
Amount Deferred 12/31/19	28,191,638.00
	716,138.00

**BE IT FURTHER RESOLVED** by the Governing Body that a certified copy of this resolution be filed with the Director of the Division of Local Government Services.

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

\_\_\_\_\_  
William Senande, Township Clerk

**Township of West Milford**  
Passaic County, New Jersey

**~ Resolution 2021 – 107 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE INTRODUCTION OF THE 2021 MUNICIPAL BUDGET AND THE 2021 SOLID WASTE BUDGET**

**MUNICIPAL BUDGET NOTICE**

Section 1.

Municipal Budget of the Township of West Milford, County of Passaic for the Fiscal year 2021.

Be it Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2021;

Be it Further Resolved, that said Budget be published in the Herald News in the issue of March 30, 2021.

The Governing Body of the Township of West Milford does hereby approve the following as the budget for the year 2021:

				Abstained	(
					(
<b>RECORDED VOTE</b>	(		(		(
	Ayes	(	Nays	(	
		(			(
		(		Absent	(
		(			(
		(			(

Notice is hereby given that the Budget and Tax Resolution was approved by the Governing Body of the Township of West Milford, County of Passaic, on March 24, 2021.

A hearing on the Budget and Tax Resolution will be held at the Municipal Building, on April 21, 2021 at 6:30 p.m. at which time and place objections to said Budget and Tax Resolution for the year 2021 may be presented by taxpayers or other interested persons.

**SOLID WASTE COLLECTION DISTRICT RESOLUTION**

Section 1.

Municipal Budget of the Township of West Milford, County of Passaic for the Fiscal year 2021.

Be it Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2021;

Be it Further Resolved, that said Budget be published in the Herald News in the issue of March 30, 2021.

The Governing Body of the Township of West Milford does hereby approve the following as the budget for the year 2021:

				Abstained	(
					(
<b>RECORDED VOTE</b>	(		(		(
	Ayes	(	Nays	(	
		(			(
		(		Absent	(
		(			(
		(			(

Notice is hereby given that the Budget and Tax Resolution was approved by the Governing Body of the Township of West Milford, County of Passaic, on March 24, 2021.

A hearing on the Budget and Tax Resolution will be held at the Municipal Building, on April 21, 2021 at 6:30 p.m. at which time and place objections to said Budget and Tax Resolution for the year 2021 may be presented by taxpayers or other interested persons.

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

William Senande, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Ordinance 2021 – 015 ~

### ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY CONCERNING SALARIES AND COMPENSATION FOR SPECIAL POLICE OFFICERS AMENDED

**BE IT ORDAINED** by the Township Council of the Township of West Milford, County of Passaic, State of New Jersey that pursuant to Chapter 33 entitled Personnel of the Revised General Ordinances of the Township of West Milford, New Jersey, 2007 the following Officers and Employees here below stated shall be classified by job title with the corresponding pay ranges:

1. TEMPORARY, PART TIME AND SEASONAL EMPLOYEES

	Effective January 1, 2021
Special Police Officer Class I	\$23.00
Special Police Officer Class II	\$24.00
*Night Rate 11pm - 7am (Additional per hour)	\$2.00
Municipal Court Attendant Class I	\$23.00
Municipal Court Attendant Class II	\$24.00
Clothing Allowance	\$410.00

2. CLOTHING ALLOWANCE – Special Officers qualify for a clothing and maintenance allowance annually. Half the annual amount payable on or about December 1st of each year for those officers working a minimal of 35 hours since January 1st of that year, with an additional payment of \$2.50 each hour worked in addition to the minimum 35, with the total allowance not exceeding the maximum amount for that year regardless of the number of all hours worked. Special Officers qualifying for a clothing and maintenance allowance upon the submission for receipts for actual purchases of up to: \$410.00 in 2021
3. HOLIDAY PAY – Officers shall be entitled to time and one-half pay for all hours worked on New Year's Day, Easter, Memorial Day, July 4<sup>th</sup>, Labor Day and December 25.
4. CALL-OUTS – All callouts are payable for time worked, with a minimum of two hours pay including mandatory training.
5. Township Road Work - Callouts payable by normal hourly wage.
6. Contractor Road Work - Callouts payable at \$30.00 per hour.
7. GENERAL PROVISIONS – Any ordinance or parts thereof in conflict or inconsistent with the provisions of this ordinance are hereby repealed to such extent as they are in conflict or inconsistent.
9. EFFECTIVE DATE – This ordinance shall take effect upon final passage and approval and publication as required by law.

Introduced: February 17, 2021

Adopted:

Effective Date:

TOWNSHIP OF WEST MILFORD  
COUNTY OF PASSAIC  
STATE OF NEW JERSEY

ATTEST

\_\_\_\_\_  
William Senande, Township Clerk

By: \_\_\_\_\_  
Michele Dale, Mayor

# Township of West Milford

Passaic County, New Jersey

## ~ Ordinance 2021 – 016 ~

### ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER 135 "FEES," OF THE REVISED GENERAL ORDINANCES AMENDED

**BE IT ORDAINED** by the Municipal Council of the Township of West Milford, County of Passaic, State of New Jersey, as follows:

**§ 135-2** Department of Community Services & Recreation is authorized to charge the following fees:

- J. PRIDE: Fee for 2021: \$40.00/Day Fee for 2022: \$65.00/Day Fee for 2023: \$95.00/Day
- N. Use of West Milford Recreation Center.
  - (1) \$25.00 per hour, per gym rental fees to local nonprofit organizations upon the issuance of permits and proof of proper insurance has been provided. Local nonprofit organizations are defined as registered organizations under §501c3 of the Federal Tax Code, with an established business address in West Milford Township.
  - (2) \$100.00 per hour, per gym rental fees to nonlocal not-for-profit organizations based outside the Township of West Milford. Nonprofit organizations are defined as registered organizations under §501c3 of the Federal Tax Code.
  - (3) \$100.00 per hour, per gym rental fees to local for-profit organizations upon the issuance of permits and proof of proper insurance has been provided.
  - (4) Concession stand rental fee: \$75.00 for 3 hours and \$25.00 for each additional hour.
  - (5) Exemptions:
    - (a) Fees will not be assessed to local nonprofit organizations defined in Subsection N (1) if requested use occurs during regular operating hours of the West Milford Recreation Center, as established by the Township of West Milford, Department of Community Services.
    - (b) Fees will not be assessed to the West Milford Police Athletic League so long as the agreement between the Township of West Milford and West Milford PAL, dated June 3, 2015, remains in full effect.

This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

Introduced: March 3, 2021

Adopted:

Effective Date:

ATTEST

TOWNSHIP OF WEST MILFORD  
COUNTY OF PASSAIC  
STATE OF NEW JERSEY

\_\_\_\_\_  
William Senande, Township Clerk

By: \_\_\_\_\_  
Michele Dale, Mayor

# Township of West Milford

Passaic County, New Jersey

## ~ Ordinance 2021 – 017 ~

### ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER 84 "BICYCLES, SKATEBOARDS AND SCOOTERS" OF THE CODE OF THE TOWNSHIP OF WEST MILFORD ARTICLE II, MT. LAUREL SKATE PARK

**BE IT ORDAINED** by the Municipal Council of the Township of West Milford, County of Passaic, State of New Jersey, as follows:

**SECTION 1.** Chapter 84 "Bicycles, Skateboards and Scooters" Article II Mt. Laurel Skate Park of the aforesaid Revised General Ordinances is hereby amended to read as follows:

#### **Article II Mt. Laurel Skate Park**

##### **§84-7 Skate Park registration required; fees.**

- A. Limits of use; Skating in the Mt. Laurel Skate Park is limited to the operation of skateboards and in-line skates.

##### **§84-8 Skate Park rules and regulations.**

- A. The skate park is a skate-at-your-own-risk facility, designed for skateboarding only. Bicycles, scooters and any type of motorized vehicles are not permitted at any time.
- B. Skate park hours are daily 10:00 a.m. to dusk. The park will be open year round (weather permitting).
- C. The park may be closed without notice or due to inclement weather. Do not skate when the equipment and/or surfaces are wet, snowy or icy.
- D. Safety equipment must be worn at all times: shirt, shoes, helmet, elbow pads and kneepads. All safety equipment must be securely fastened and worn per manufacturer's specifications.
- E. Participants must provide their own equipment.
- F. There shall be no modifications to the individual skate park ramps and attractions. No outside objects except equipment are allowed within the confines of the park, including bags, knapsacks, backpacks, etc.
- G. Food, glass, beverages, gum, pets and smoking are strictly prohibited.
- H. Spectators are welcome outside the confines of the perimeter fence.
- I. Boom boxes, radios and personal music devices (iPod, MP3 players, headphones and earphones) are prohibited.
- J. No organized events or contests of any kind are allowed in the skate park.
- K. All persons using the skate park must abide by all other park rules and regulations.
- L. Use of this park is a privilege, not a right. The Township expects that all users, guests and spectators will be respectful of others and those in the surrounding area. Profanity, obscene gestures, rowdiness, fighting or intentional damage to the facility will not be tolerated. If an individual skater and/or group of skaters is identified as having not adhered to these rules, it will result in loss of privileges to the facility.
- M. Skating is limited to within the fenced skate park area only. There shall be no skating in the parking lots, street, and basketball courts.
- N. All skate park participants must be at least five years old to use the park. Children under age 10 must be accompanied by an adult.
- O. Smoking, drugs, alcohol, profanity, vandalism, reckless and/or disruptive behavior in the skate park are prohibited.
- P. Report emergencies or injuries immediately to the West Milford Police Department, (973) 728-2800 or 911.

**§ 84-9 Additional rules and regulations.**

The Township Council of the Township of West Milford shall have the power to establish, by resolution, additional rules and regulations for the use and control of the skate park. Any such rules and regulations shall be posted at the skate park and shall have the same force and effect as any other provision of this article, and the violation thereof shall constitute violation of this article.

**§ 84-10 Violations and penalties.**

Any person violating or failing to comply with any of the provisions of this article, or any of the rules and regulations established pursuant hereto, shall be immediately ejected from the skate park and be subjected to a verbal warning for the first offense within the calendar year, a fine of \$25 for the second offense committed within the same calendar year, a fine of \$100 for the third offense committed within the same calendar year and a permanent forfeiture of the privilege to use the skate park for a fourth offense committed within the same calendar year. In the event the individual who has violated the terms of this article shall be a minor at the time of such violation(s), the individual's legal guardian shall be the individual who shall be responsible to respond to such violation(s) at the Township Municipal Court. In addition to or in lieu of the aforementioned fines, the Municipal Court may impose a period of community service.

**SECTION 2.** All ordinances of the Township of West Milford, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

**SECTION 3.** If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

**SECTION 4.** This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

**SECTION 6.** This Ordinance may be renumbered for codification purposes.

Introduced: March 3, 2021  
Adopted:  
Effective Date:

TOWNSHIP OF WEST MILFORD  
COUNTY OF PASSAIC  
STATE OF NEW JERSEY

ATTEST

\_\_\_\_\_  
William Senande, Township Clerk

By: \_\_\_\_\_  
Michele Dale, Mayor



# Township of West Milford

Passaic County, New Jersey

## ~ Ordinance 2021- 006 ~

### ORDINANCE TO AMEND ORDINANCE 2020-19, "OUTDOOR DINING", SECTION 500-177, "DEFINITIONS" ITEM F "OUTDOOR DINING" OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY

**WHEREAS**, Ordinance 2020-019, entitled "Outdoor Dining", was introduced on October 21, 2020 and adopted on December 2, 2020 with an effective date of December 22, 2020; and

**WHEREAS**, the Township wishes to revise Section 500-177, "Definitions", Item "B" Permitted Zone and Item "F", "Outdoor Dining".

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey as follows:

**SECTION 1.** Section 500-177, "Definitions", Item "B" Permitted Zone and Item "F" "Outdoor Dining" are hereby revised to read as follows:

- B. Permitted Zone – Outdoor dining shall be a permitted accessory use to a permitted restaurant in the community commercial, village commercial, neighborhood commercial and lake commercial zones as defined in Section 500, Zoning, as shown on the Zoning map of the Township of West Milford.**

It shall also be considered a permitted accessory use for those restaurants that have been established with a pre-existing non-conforming use as defined by the Township Code and the Municipal Land Use Law.

- F. Outdoor Dining – An accessory use to a restaurant as defined herein which also is characterized by the following:**
- 1. The consumption of food by the public at tables located outside of the restaurant on a patio, deck or within that more or less rectangular portion of the sidewalk which lies within the area bounded by the public street or parking area, the principal facade, and the imaginary perpendicular lines running from the outer edge of such principal facade to the public street; and**
  - 2. Containing readily removable tables, chairs, umbrellas, temporary railings, barriers and/or planters; and**
  - 3. May be enclosed by fixed walls or ceilings, fences, landscaping walls, retractable awnings, removable barriers, tents or other semi-permanent or permanent enclosures; and**
  - 4. May include outdoor entertainment or live music between the hours of 10:00 am and 10:00 pm provided that the sound from said entertainment or live music does not exceed sound levels permitted in N.J.A.C. 7:29-1 et seq. Noise Control, and meets the following conditions:**
    - A. A sketch of the proposed area for live entertainment, along with lighting, electrical, parking and seating must be included in the application and submitted for approval;**

- B. The live entertainment will be for the purpose of the patrons within the established seating and parking arrangements of the restaurant or establishment.
- C. There will be no "standing room," dancing, additional seating or parking permitted in connection with live entertainment.

**SECTION 2.** The appropriate municipal officials are hereby authorized to execute any collateral documents necessary to effectuate the purposes of this Ordinance.

**SECTION 3.** All ordinances of the Township of West Milford, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

**SECTION 4.** If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

This Ordinance shall take effect upon passage and publication in accordance with applicable law.

Introduced:  
Adopted:  
Effective Date:

TOWNSHIP OF WEST MILFORD  
COUNTY OF PASSAIC  
STATE OF NEW JERSEY

ATTEST:

\_\_\_\_\_  
William Senande  
Township Administrator

By: \_\_\_\_\_  
Michele Dale, Mayor

# **Township of West Milford**

Passaic County, New Jersey

## **~ Ordinance 2021 – 007 ~**

### **ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY ADDING A NEW CHAPTER ENTITLED “FIVE-YEAR TAX ABATEMENT PROGRAM FOR WEST MILFORD REHABILITATION AREAS” TO THE CODE OF THE TOWNSHIP OF WEST MILFORD**

**WHEREAS**, the Township Council has determined that tax abatement programs permitted by statute are beneficial to developers and could encourage development within the Township; and

**WHEREAS**, a review of the Township Code demonstrates that there are currently no provisions for such abatement programs to be available to developers in the Township; and

**WHEREAS**, the Township Council has determined that it is necessary to amend the Code to establish provisions and procedures for a five-year tax abatement program for renovations within West Milford’s rehabilitation areas; and

**NOW THEREFORE BE IT ORDAINED**, by the Township Council of the Township of West Milford, Passaic County, New Jersey, that the Code of the Township of West Milford shall be amended to add a new Chapter entitled “Five-Year Tax Abatement Program for West Milford Rehabilitation Areas” to read as follows:

**SECTION 1.** New Chapter entitled Five-Year Tax Abatement Program for West Milford Rehabilitation Areas

#### **§ XXX-1 Definitions.**

All terms utilized in this Chapter not specifically defined herein shall conform to the meanings set forth in the Five Year Exemption and Abatement Law (“Act”). For ease of reference, the definitions set forth in the Act as of the date of the adoption of this Chapter are attached hereto as Exhibit A. However, if the definitions set forth in the Act shall be subsequently amended, then the Act, and not Exhibit A, shall control.

#### **§ XXX-2 Statement of Purpose.**

The Township hereby determines to utilize the authority granted under Article VIII, Section 1, paragraph 6 of the New Jersey Constitution to establish the eligibility of certain dwellings, commercial structures and industrial structures for exemptions, as provided in this Chapter and as permitted by the Act, throughout West Milford’s Rehabilitation Areas.

#### **§ XXX-3 Exemptions Authorized to be Implemented by Tax Assessor.**

The Township hereby determines to provide for the exemption from taxation of certain improvements and certain new construction occurring within Rehabilitation Areas throughout the Township. To the extent that a property owner shall apply to the Tax Assessor within the time period prescribed by the New Jersey Department of Treasury in accordance with the Act, which currently requires submission within thirty (30) calendar days following completion of the improvements or construction for which the exemption is sought, and shall provide documentation to the Tax Assessor, in a form and manner acceptable to the Tax Assessor and consistent with the Act, of compliance with this section, such property owner shall be entitled to the relevant exemption enumerated herein without any need for action by the Township Council.

**§XXX-4 Residential - Improvements.**

The Township hereby determines to provide for the exemption from taxation of certain improvements made to dwellings, on the following terms and conditions:

- (1) The term "dwelling", for purposes of this Section shall include condominium residential units but not cooperative type residential properties.
- (2) The term "dwelling", for purposes of this Section shall not include "multiple dwellings", as defined by the Act.
- (3) Only dwellings that are more than twenty (20) years old shall be eligible for exemption.
- (4) The term "improvements", for purposes of this subsection, shall mean a modernization, rehabilitation, renovation, alteration or repair which produces a physical change in an existing building or structure that improves the safety, sanitation, decency or attractiveness of the structure as a place for human habitation, and which does not change its permitted use.
- (5) To the extent that a dwelling shall comply with the requirements set forth at subsections (1) through (4), above, in determining the value of real property for each dwelling unit, the Township shall regard the first \$15,000 in the Assessor's full and true value of improvements for each dwelling unit primarily and directly affected by the improvements as not increasing the value of the property for a period of five years, notwithstanding that the value of the property to which the improvements are made is increased thereby. During the exemption period, the assessment on any property pursuant to this paragraph shall not be less than the assessment thereon existing immediately prior to the improvements, except if there is damage to the dwelling through action of the elements sufficient to warrant a reduction.

**§XXX-5 Residential New Construction.**

The Township hereby determines to provide for an exemption of 30% of the Assessor's full and true value for a period of five years following construction of new dwellings. The term "dwelling", for purposes of this Section, shall include condominium residential units but not cooperative type residential units, and shall not include multiple dwellings. This exemption is to be granted notwithstanding that the value of the property upon which the construction occurs is increased thereby.

**§XXX-6 Residential - Multiple Dwellings - Improvements.**

- (1) The Township hereby determines to provide for an exemption of 100% of the Assessor's full and true value for a period of five years following the construction of improvements to multiple dwellings. The term "multiple dwelling" shall have that meaning ascribed to it by the Act. The definition of "multiple dwelling" set forth in the Act as of the date of adoption of this Chapter is set forth at Exhibit A, attached hereto.
- (2) This exemption is to be granted notwithstanding that the value of the property upon which the construction occurs is increased thereby. During the exemption period, the assessment on any property pursuant to this Section shall not be less than the assessment thereon existing immediately prior to the improvements, except if there is damage to the multiple dwelling through action of the elements sufficient to warrant a reduction.

**§XXX-7 Commercial - Improvements.**

The Township hereby determines to provide for the exemption from taxation of certain improvements made to commercial structures, on the following terms and conditions:

- (1) For purposes of this Chapter, the term commercial structure relates to office, retail and like uses, but does not include multiple dwellings.

- (2) For purposes of this Chapter, the term commercial structure shall include a structure which contains both residential units and some other commercial use (for example, retail), provided that the structure is not part of a condominium or cooperative regime and further provided that the structure does not qualify as a multiple dwelling under the Act.
- (3) To the extent that improvements to a commercial structure shall comply with the requirements set forth at subsections (1) and (2), above, the Township hereby determines to provide for an exemption of 100% of the Assessor's full and true value for a period of five years following the construction of the improvements. This exemption is to be granted notwithstanding that the value of the property upon which the construction of the improvement occurs is increased thereby.

**§XXX-8 Industrial - Improvements.**

The Township hereby determines to provide for the exemption from taxation of certain improvements made to industrial structures, on the following terms and conditions:

- (1) Improvements must be made to both the interior and exterior of a structure in order to qualify for exemption under this section.
- (2) Only improvements with a cost of less than \$1,000,000 shall be eligible for exemption under this section.
- (3) No less than twenty-five percent of the improvement cost shall be attributable to the exterior improvements.
- (4) To the extent that improvements to an industrial structure shall comply with the requirements set forth at subsections (1) through (3), above, the Township hereby determines to provide for an exemption of 100% of the Assessor's full and true value for a period of five years following the construction of the improvements. This exemption is to be granted notwithstanding that the value of the property upon which the construction of the improvement occurs is increased thereby.
- (5) To the extent that improvements to a commercial structure do not comply with one or more of subsections (1) through (3), above, a property owner is not eligible for exemption under this section but may apply to the Township for consideration of the proposed exemption in accordance with Section 5 hereof.

**§XXX-9 Exemptions Requiring Application to the Township Council.**

- A. Exemptions for Which Application is Required. The Township hereby determines that any property owner seeking exemption from taxation with respect to industrial improvements which do not meet the requirements of Section (1) through Section (3), respectively, shall make application to the Township Council in accordance with this section, within the time period prescribed by the New Jersey Department of Treasury in accordance with the Act, which currently requires submission within thirty (30) calendar days following completion of the improvements or construction for which the exemption is sought. However, nothing in this ordinance shall prohibit a property owner who has made more than \$1,000,000 in industrial improvements which otherwise comply with the applicable requirements from foregoing exemption of the improvements in excess of \$1,000,000 and seeking instead an as of right exemption from the Assessor to the limits permitted by the Section above.
- B. Contents of Application. Applicants for an exemption under this Section shall provide the Township Council and the Assessor with the following information:
  - (1) A general description of the project for which exemption is sought, and an estimated schedule of completion for the project;
  - (2) A legal description of all real estate necessary for the project;
  - (3) Plans, drawings and other documents as may be required by the Township Council to demonstrate the structure and design of the project;
  - (4) A description of the number, classes and type of employees to be employed at the project site within two years of completion of the project;

- (5) A statement of the reasons for seeking an exemption on the project, and a description of the benefits to be realized by the Township and the property owner if an exemption is granted;
  - (6) Estimates of the cost of completing the project;
  - (7) A statement showing (i) the real property taxes currently being assessed at the project site; (ii) estimated tax payments that would be made annually by the property owner with respect to the project during the period of the exemption, and (iii) estimated tax payments that would be made by the property owner with respect to the project during the first full year following the termination of the exemption;
  - (8) A description of any lease agreements between the property owners and proposed users of the project, and a history and description of the users' businesses;
  - (9) A certification by the property owner listing (i) all properties within the Township owned by the property owner or in which the property owner has an interest and (ii) all agreements with the Township to which the property owner is a party; and
  - (10) Such other pertinent information as the Township may require.
- C. Review and Recommendation by Assessor. Within thirty (30) days of receipt of the information set forth at Section 5(b), above, the Assessor shall review the information provided and shall provide written recommendations to the Township Council with respect to same.
- D. Action by Township Council. Within sixty (60) days of receipt of the Assessor's recommendations, the Township Council shall consider the application for exemption, and shall by resolution either: disapprove the exemption; or approve an exemption of 100% of the value of the improvements for a five-year period following the completion of construction.
- E. Additional Exemptions When Property Already Subject to Exemption. The Township hereby determines that an additional improvement or construction completed on a property already granted a previous exemption pursuant to this Ordinance during the period in which the previous exemption is in effect, shall be eligible to qualify for an additional exemption under the standards identified in this Ordinance. The additional improvement or construction shall be considered as separate for purposes of calculating the exemption, except that the assessed value of any previous improvement or construction shall be added to the assessed valuation as it was prior to that improvement or construction for the purpose of determining the assessed value of the property for which any additional exemption is to be subtracted.
- F. Tax Delinquency. No exemption shall be granted pursuant to this Ordinance with respect to any property for which real estate taxes or other municipal charges are delinquent or remain unpaid, or for which penalties and interest for non-payment of taxes are due.
- G. Revaluation During Exemption Period. In the event that the Township implements a revaluation or reassessment during the exemption period for any property, any exemptions granted hereunder shall continue to apply but at a valuation level consistent with the revaluation or reassessment.
- H. Revision of Base Assessment During Exemption Period. The granting of an exemption for a particular property shall not prejudice the right of the Township to appropriately examine and revise the assessment during the five-year exemption period in the event the base assessment is found to be improperly valued and assessed.

**§XXX-10 Effective Date; Sunset Provision.**

Upon final passage and publication as provided by law, this Ordinance shall take effect upon final passage, approval and publication as required by law and shall authorize the Township to grant exemptions up to a 5-year period.

**SECTION 2.** All ordinances of the Township of West Milford, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

**SECTION 3.** If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, preempted by Federal or State law, or otherwise invalid by any court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

**SECTION 4.** No provision of this Ordinance shall be construed to impair any common law or statutory cause of action, or legal remedy there from, of any person for injury or damage arising from any violation of this Ordinance or from other law.

**SECTION 5.** This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

**SECTION 6.** This Ordinance may be renumbered for codification purposes.

Introduced:

Adopted:

Effective Date:

TOWNSHIP OF WEST MILFORD  
COUNTY OF PASSAIC  
STATE OF NEW JERSEY

ATTEST

\_\_\_\_\_  
William Senande, Township Clerk

By: \_\_\_\_\_  
Michele Dale, Mayor

**EXHIBIT A**  
**DEFINITIONS SET FORTH IN THE ACT AS OF THE DATE OF ADOPTION**

N.J.S.A. 40A:21-3. Definitions as used in this act: (L.1991, c. 441 (N.J.S.A. §40A:21-1 et seq.)

- a. "Abatement" means that portion of the assessed value of a property as it existed prior to construction, improvement or conversion of a building or structure thereon, which is exempted from taxation pursuant to this act.
- b. "Area in need of rehabilitation" means a portion or all of a municipality which has been determined to be an area in need of rehabilitation or redevelopment pursuant to the "Local Redevelopment and Housing Law," P.L.1992, c. 79 (C.40A:12A-1 et al.), a "blighted area" as determined pursuant to the "Blighted Areas Act," P.L.1949, c. 187 (C.40:55-21.1 et seq.), or which has been determined to be in need of rehabilitation pursuant to P.L.1975, c. 104 (C.54:4-3.72 et seq.), P.L.1977, c. 12 (C.54:4-3.95 et seq.), or P.L.1979, c. 233 (C.54:4-3.121 et al.).
- c. "Assessor" means the officer of a taxing district charged with the duty of assessing real property for the purpose of general taxation.
- d. "Commercial or industrial structure" means a structure or part thereof used for the manufacturing, processing or assembling of material or manufactured products, or for research, office, industrial, commercial, retail, recreational, hotel or motel facilities, or warehousing purposes, or for any combination thereof, which the governing body determines will tend to maintain or provide gainful employment within the municipality, assist in the economic development of the municipality, maintain or increase the tax base of the municipality and maintain or diversify and expand commerce within the municipality. It shall not include any structure or part thereof used or to be used by any business relocated from another qualifying municipality unless: the total square footage of the floor area of the structure or part thereof used or to be used by the business at the new site together with the total square footage of the land used or to be used by the business at the new site exceeds the total square footage of that utilized by the business at its current site of operations by at least 10%; and the property that the business is relocating to has been the subject of a remedial action plan costing in excess of \$250,000 performed pursuant to an administrative consent order entered into pursuant to authority vested in the Commissioner of Environmental Protection under P.L.1970, c.33 (C.13:1D-1 et al.), the "Water Pollution Control Act," P.L. 1977, c. 74 (C.58:10A-1 et seq.), the "Solid Waste Management Act," P.L.1970, c. 39 (C.13:1E-1 et seq.), and the "Spill Compensation and Control Act," P.L.1976, c. 141 (C.58:10-23.11 et seq.).
- e. "Completion" means substantially ready for the intended use for which a building or structure is constructed, improved or converted.
- f. "Condominium" means a property created or recorded as a condominium pursuant to the "Condominium Act," P.L.1969, c. 257 (C.46:8B-1 et seq.).
- g. "Construction" means the provision of a new dwelling, multiple dwelling or commercial or industrial structure, or the enlargement of the volume of an existing multiple dwelling or commercial or industrial structure by more than 30%, but shall not mean the conversion of an existing building or structure to another use.
- h. "Conversion" or "conversion alteration" means the alteration or renovation of a nonresidential building or structure, or hotel, motel, motor hotel or guesthouse, in such manner as to convert the building or structure from its previous use to use as a dwelling or multiple dwelling.
- i. "Cooperative" means a housing corporation or association, wherein the holder of a share or membership interest thereof is entitled to possess and occupy for dwelling purposes a house, apartment, or other unit of housing owned by the corporation or association, or to purchase a unit of housing owned by the corporation or association.



**EXHIBIT A – cont'd**

- j. "Cost" means, when used with respect to abatements for dwellings or multiple dwellings, only the cost or fair market value of direct labor and materials used in improving a multiple dwelling, or of converting another building or structure to a multiple dwelling, or of constructing a dwelling, or of converting another building or structure to a dwelling, including any architectural, engineering, and contractor's fees associated therewith, as the owner of the property shall cause to be certified to the governing body by an independent and qualified architect, following the completion of the project.
- k. "Dwelling" means a building or part of a building used, to be used or held for use as a home or residence, including accessory buildings located on the same premises, together with the land upon which such building or buildings are erected and which may be necessary for the fair enjoyment thereof, but shall not mean any building or part of a building, defined as a "multiple dwelling" pursuant to the "Hotel and Multiple Dwelling Law," P.L.1967, c. 76 (C.55:13A-1 et seq.). A dwelling shall include, as they are separately conveyed to individual owners, individual residences within a cooperative, if purchased separately by the occupants thereof, and individual residences within a horizontal property regime or a condominium, but shall not include "general common elements" or "common elements" of such horizontal property regime or condominium as defined pursuant to the "Horizontal Property Act," P.L.1963, c. 168 (C.46:8A-1 et seq.), or the "Condominium Act," P.L.1969, c. 257 (C.46:8B-1 et seq.), or of a cooperative, if the residential units are owned separately.
- l. "Exemption" means that portion of the assessor's full and true value of any improvement, conversion alteration, or construction not regarded as increasing the taxable value of a property pursuant to this act.
- m. "Horizontal property regime" means a property submitted to a horizontal property regime pursuant to the "Horizontal Property Act," P.L.1963, c. 168 (C.46:8A-1 et seq.).
- n. "Improvement" means a modernization, rehabilitation, renovation, alteration or repair which produces a physical change in an existing building or structure that improves the safety, sanitation, decency or attractiveness of the building or structure as a place for human habitation or work, and which does not change its permitted use. In the case of a multiple dwelling, it includes only improvements which affect common areas or elements, or three or more dwelling units within the multiple dwelling. In the case of a multiple dwelling or commercial or industrial structure, it shall not include ordinary painting, repairs and replacement of maintenance items, or an enlargement of the volume of an existing structure by more than 30%. In no case shall it include the repair of fire or other damage to a property for which payment of a claim was received by any person from an insurance company at any time during the three-year period immediately preceding the filing of an application pursuant to this act.
- o. "Multiple dwelling" means a building or structure meeting the definition of "multiple dwelling" set forth in the "Hotel and Multiple Dwelling Law," P.L.1967, c. 76 (C.55:13A-1 et seq.) [which is set forth below], and means for the purpose of improvement or construction the "general common elements" and "common elements" of a condominium, a cooperative, or a horizontal property regime.
- p. "Project" means the construction, improvement or conversion of a structure in an area in need of rehabilitation that would qualify for an exemption, or an exemption and abatement, pursuant to P.L.1991, c. 441 (C.40A:21-1 et seq.).
- q. "Annual period" means a duration of time comprising 365 days, or 366 days when the included month of February has 29 days, that commences on the date that an exemption or abatement for a project becomes effective pursuant to section 16 of P.L.1991, c. 441 (C.40A:21-16).

**EXHIBIT A – cont'd**  
**DEFINITION OF MULTIPLE DWELLING SET FORTH IN THE HOTEL AND MULTIPLE DWELLING**  
**LAW AS OF THE DATE OF ADOPTION**

N.J.S.A. 55:13A-3. Definitions.

- (k) The term "multiple dwelling" shall mean any building or structure of one or more stories and any land appurtenant thereto, and any portion thereof, in which three or more units of dwelling space are occupied, or are intended to be occupied by three or more persons who live independently of each other. This definition shall also mean any group of ten or more buildings on a single parcel of land or on contiguous parcels under common ownership, in each of which two units of dwelling space are occupied or intended to be occupied by two persons or households living independently of each other, and any land appurtenant thereto, and any portion thereof. This definition shall not include:
- (1) any building or structure defined as a hotel in this act, or registered as a hotel with the Commissioner of Community Affairs as hereinafter provided, or occupied or intended to be occupied exclusively as such;
  - (2) a building section containing not more than four dwelling units, provided the building has at least two exterior walls unattached to any adjoining building section and the dwelling units are separated exclusively by walls of such fire-resistant rating as comports with the "State Uniform Construction Code Act," P.L.1975, c. 217 (C.52:27D-119 et seq.) at the time of their construction or with a rating as shall be established by the bureau in conformity with recognized standards and the building is held under a condominium or cooperative form of ownership, or by a mutual housing corporation, provided that if any units within such a building section are not occupied by an owner of the unit, then that unit and the common areas within that building section shall not be exempted from the definition of a multiple dwelling for the purposes of P.L.1967, c. 76 (C.55:13A-1 et seq.). A condominium association, or a cooperative or mutual housing corporation shall provide the bureau with any information necessary to justify an exemption for a dwelling unit pursuant to this paragraph; or
  - (3) any building of three stories or less, owned or controlled by a nonprofit corporation organized under any law of this State for the primary purpose to provide for its shareholders or members housing in a retirement community as same is defined under the provisions of the "Retirement Community Full Disclosure Act," P.L.1969, c. 215 (C.45:22A-1 et seq.), provided that the corporation meets the requirements of section 2 of P.L.1983, c. 154 (C.55:13A-13.1).

# Township of West Milford

Passaic County, New Jersey

## ~ Ordinance 2021 – 018 ~

### ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING THE TOWNSHIP CODE CHAPTER 33 "PERSONNEL" OF THE REVISED GENERAL ORDINANCES OF WEST MILFORD

**BE IT ORDAINED** by the Municipal Council of the Township of West Milford, County of Passaic, State of New Jersey, as follows:

**SECTION 1.** Chapter 33 "Personnel" Article XI Criminal History Check of Employees and Volunteers of Nonprofit Youth Serving Organizations", Section 33-33 Request for Criminal Background Checks" adding a section E below in the aforesaid Revised General Ordinances Background is hereby amended to read as follows:

#### Article XI - Criminal History Background Checks of Employees and Volunteers of Nonprofit Youth-Serving Organizations

##### §33-33 Request for criminal background checks.

- A. The Township of West Milford requires that all employees and volunteers of youth-serving organizations involved in sponsored programs and/or utilizing the Township's recreational facilities request through the West Milford Township Department of Community Services and Recreation that a criminal history background check on each prospective and current coach of nonprofit youth-serving organizations be performed. No person will be permitted to act as an employee or volunteer until the results of the background checks have been received and reviewed by the Administrator of the Township. Said background check will be in accordance with:
- (1) The State Bureau of Identification, in accordance with N.J.A.C. 13:59-1.1 et seq. and with the procedures and guidelines adopted by the VRO; or
  - (2) An agency approved by the Township Police Chief which conducts an internet-based search of relevant databases which would indicate all criminal history for an individual comparable to the information obtained from the State Bureau of Identification.
- B. The West Milford Township Department of Community Services and Recreation shall conduct the criminal history record background check(s) only upon receipt of the written consent to the check(s) from the prospective or current employee or volunteer or from the organization itself.
- C. The VRO or the approved internet-based provider shall advise the Township Department of Community Services and Recreation of the eligibility of the prospective or current coach. Any information received by the Township shall be confidential.
- D. The organization shall bear the costs for conducting such checks for prospective or current coaches participating in cosponsored programs in accordance with the regulations established by the VRO or approved internet-based agency.
- E. The Township of West Milford requires that all volunteers of youth-serving organizations involved in programs and/or utilizing the Township's Recreational facilities through the West Milford Department of Community Services and Recreation shall be required to complete the free online Brain Injury Alliance of New Jersey/Rutgers Youth Sports Research Council - Concussion: What Youth Sports Coaches Need to Know. A certificate of completion shall be provided to the Recreation Director.

**SECTION 2.** If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other section or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

**SECTION 3.** All ordinances of the Township of West Milford which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

**SECTION 4.** If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

**SECTION 5.** This Ordinance shall take effect as required by law and upon the posting of appropriate signs.

Introduced:  
Adopted:  
Effective Date:

TOWNSHIP OF WEST MILFORD  
COUNTY OF PASSAIC  
STATE OF NEW JERSEY

ATTEST

\_\_\_\_\_  
William Senande, Township Clerk

By: \_\_\_\_\_  
Michele Dale, Mayor

**Township of West Milford**

Passaic County, New Jersey

**~ Ordinance 2021 – 019 ~**

**ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, AND STATE OF NEW JERSEY ACCEPTING VIRGINIA LANE FOR USE AS A PUBLIC ROAD**

**WHEREAS**, Virginia Lane is a roadway located within the boundaries of the Township of West Milford as shown on Filed Map 3604, filed in the Passaic County Clerk’s Office on May 9, 2016; and

**WHEREAS**, the Township Engineer has inspected said roadway, prior to the expiration of the maintenance bond and has found same to be acceptable for Township acceptance; and

**WHEREAS**, the Township of West Milford does hereby determine to accept said roadway for public use as set forth herein for the benefit of the Township of West Milford and the public in general.

**NOW, THEREFORE, BE IT ORDAINED**, by the Mayor and Township Council of the Township of West Milford, County of Passaic and State of New Jersey, as follows:

1. The Township of West Milford formally accepts Virginia Lane, from the easterly sideline of Wooley Road in a westerly direction to its terminus for use as a public road.
2. The West Milford Township Chief of Police and the West Milford Township Police Department are hereby notified that, upon the acceptance of a portion of said roadway for use as a public road, enforcement of the traffic laws of New Jersey Statutes Title 39 is now permitted.
3. If any article, section, subsection, term or condition of this Ordinance is declared invalid or illegal for any reason, the balance of the Ordinance shall be deemed severable and shall remain in full force and effect.
4. All ordinances or parts of ordinances or resolutions that are in conflict with the provisions of this Ordinance are repealed to the extent necessary.
5. This Ordinance shall take effect after publication and passage according to law.

Introduced:  
Adopted:  
Effective Date:

ATTEST:

\_\_\_\_\_  
William Senande, Township Clerk

TOWNSHIP OF WEST MILFORD  
COUNTY OF PASSAIC  
STATE OF NEW JERSEY

By: \_\_\_\_\_  
Michele Dale, Mayor

## Township of West Milford

Passaic County, New Jersey

### ~ Resolution 2021 – 099 ~

#### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY OPPOSING THE CONSTRUCTION OF COMPRESSION TURBINES ON THE TENNESSEE GAS PIPELINE RUNNING THROUGH NORTHERN NEW JERSEY

**WHEREAS**, Tennessee Gas Pipeline Company, LLC (“TGP”), has applied to the Federal Energy Regulatory Commission (“FERC”) for a “Certificate of Public Convenience and Necessity” and to the NJ Department of Environmental Protection for a Highlands Act exemption, air pollution permits, freshwater wetlands permit, stormwater management permits, and other permits required for its proposed “East 300 Upgrade Project”<sup>1</sup>; and

**WHEREAS**, this project includes the construction of a 19,000-horsepower gas compression station (“Compressor 327”) at 960 Burnt Meadow Road, within the Township of West Milford, and the construction of an additional 20,500 hp gas-powered turbine at an existing compression station (“CS 325”) at 164 Libertyville Road in Wantage Township, Sussex County, NJ<sup>2</sup>; and

**WHEREAS**, these projects will significantly increase the amount and pressure of gas transported through the pipeline from Pennsylvania through New Jersey to Westchester County, New York<sup>3</sup>, much of this pipeline is 65 years old and beyond its useful life, and sections of which run near homes, businesses, and critical infrastructure in dozens of Northern New Jersey communities; and increases the risk of leaks and catastrophic explosions, which can result in property destruction and deaths when they occur; and

**WHEREAS**, according to Pipeline and Hazardous Materials Safety Administration (“PHMSA”) failure reports, from 2006 to 2017 TGP had 111 significant incidents with their pipelines, resulting in \$89,815,380 in property damage and 19 Federal enforcement actions<sup>4</sup> and such incidents may escalate as pipelines age; and

**WHEREAS**, the proposed Compressor 327 in West Milford is located in the Highlands Preservation Area, an exceptional natural resource which provides drinking water to more than half of the State of New Jersey<sup>5</sup> and this project is near two major reservoirs, protected wetlands, and a Category 1 Exceptional Value Stream, and construction and ongoing operation of these proposed industrial facilities can lead to groundwater pollution from chromium, benzene and hydrocarbons<sup>6</sup>; and

**WHEREAS**, in addition to normal operational emissions associated with gas-fired compressor stations, other sources of periodic emissions include planned and unplanned blowdowns, leaked gas (“fugitives”) and accidents, as well as leaks of volatile organic compounds (“VOCs”) removed from the gas stream and stored on site including hydrogen sulfide, mercury and other contaminants; and

**WHEREAS**, VOCs present at compressor stations include nitrogen dioxide, ethyl benzene, benzene, ethane, methanol, naphthalene and toluene; short-term exposure to these chemicals can cause

<sup>1</sup> [https://elibrary.ferc.gov/eLibrary/idmws/file\\_list.asp?accession\\_num=20200630-5546](https://elibrary.ferc.gov/eLibrary/idmws/file_list.asp?accession_num=20200630-5546)

<sup>2</sup> [Httos://elibrary.ferc.gov/elibrary/idmws/file\\_list.asp?accession\\_num=20200630-5546](https://elibrary.ferc.gov/elibrary/idmws/file_list.asp?accession_num=20200630-5546), East 300 Upgrade\_Application(June 30, 2020) pp. 5-6

<sup>3</sup> [https://elibrary.ferc.gov/elibrary/idmws/file\\_list.asp?accession\\_num=20200630-5546](https://elibrary.ferc.gov/elibrary/idmws/file_list.asp?accession_num=20200630-5546), East 300 Upgrade\_Application (June 30, 2020 \_ pp. 3-4

<sup>4</sup> <https://www.phmsa.dot.gov/safety-reports/pipeline-failure-investigation-reports>

<sup>5</sup> <https://www.nj.gov/njhighlands/act/faq>

<sup>6</sup> <https://www.energy.gov/sites/prod/files/2014/08/fl>

eye and respiratory tract irritation, headaches, dizziness, visual disorders, fatigue, loss of coordination, allergic skin reaction, nausea, and memory impairment; long-term effects include loss of coordination, and damage to the liver, kidney and central nervous system. Many VOCs are known carcinogens<sup>7</sup>, and benzene is specifically associated with childhood leukemia<sup>8</sup>; and

**WHEREAS**, in addition to VOC pollution, Particulate Matter ("PM") released from compressors also poses a significant health concern and can interact with airborne VOCs increasing their impact. PM of 2.5 mm may pose the greatest threat to the health of nearby residents, and inhalation affects both the respiratory and cardiovascular systems causing decreased lung function, aggravated asthma symptoms and nonfatal heart attacks and high blood pressure<sup>9</sup>; and

**WHEREAS**, natural gas is primarily made up of methane, a significant contributor to climate change, and is released during planned and unplanned blowdowns, and found to leak at every state of the supply chain<sup>10</sup>; and

**WHEREAS**, a flash fire at the Williams Transco gas compressor in Branchburg, NJ in 2013 caused two workers to be hospitalized and injuries to thirteen others<sup>11</sup>; and

**WHEREAS**, TGP's 300-line project completed in November, 2011 seriously damaged Lake Look Over in Hewitt, NJ and Bearfort Waters in the Township including the siltation and destruction of waterways through mudslides, increased flooding and impacts to drinking water wells<sup>12</sup>; and

**WHEREAS**, during construction at the Williams Transco compressor station in Roseland, NJ in 2013, the company conducted a "blow-down" of the facility, and released a large amount of gas and other chemicals into the local community, forcing an emergency evacuation of the nearby Roseland Elementary School<sup>13</sup>; and

**WHEREAS**, in 2013, a 12,000 hp Compressor Station came online across the New York border from Wantage in Minisink, NY, and has caused serious health impacts to residents, including nosebleeds, headaches, rashes, respiratory, gastrointestinal and neurological symptoms<sup>14</sup>; and

**WHEREAS**, the proposed TGP projects are within one mile of important natural and recreational resources, including two state parks, a state park trail, and a Wildlife Management Area, including High Point State Park, the Monksville Reservoir, Long Pond Ironworks State Park, Highlands Trail and Wanaque Wildlife Area<sup>15</sup>; and

**WHEREAS**, the Mayor and Township Council of the Township of West Milford has a principal responsibility to protect the health and safety of its residents, visitors and businesses.

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<sup>7</sup> EPA. An introduction to indoor air quality: volatile organic compounds.  
[http://www.epa.gov/faq/voc.html#Health\\_Effects](http://www.epa.gov/faq/voc.html#Health_Effects)

<sup>8</sup> Marlyn T. Smith "Advances in understanding benzene health effects and susceptibility. Annual Review of Public Health, 2010; 31:133-48, p.1133

<sup>9</sup> <https://www.epa.gov/pm-pollution/health-and-environmental-effects-particulate-matter-pm>

<sup>10</sup> <https://pubs.acs.org/doi/10.1021/acssuschemeng.6b0144>

<sup>11</sup> [https://www.nj.com/somerset/2013/05/multiple\\_injuries\\_reported\\_at.html](https://www.nj.com/somerset/2013/05/multiple_injuries_reported_at.html)

<sup>12</sup> <https://www.njherald.com/article/20130414/NEWS/909021406>

<sup>13</sup> [https://www.nj.com/essex/2013/06/roseland\\_gas\\_compressor\\_station\\_faces\\_opposition\\_group\\_protests\\_constructi\\_on\\_at\\_council\\_meeting.html](https://www.nj.com/essex/2013/06/roseland_gas_compressor_station_faces_opposition_group_protests_constructi_on_at_council_meeting.html)

<sup>14</sup> <https://www.recordonline.com/article/20151008/NEWS/151009420>

<sup>15</sup> High Point State Park is located 0.85 mile west of CS 325, the Monksville Reservoir is located 2,000 feet west of the new Compressor 327, Long Pond Ironworks State Park is 0.01 mile southeast of the Compressor 326, Highlands Trail, a part of Long Pond Ironworks State Park is 290 feet south of the new Compressor 327, and Wanaque Wildlife Area is 0.90 mile northeast of the new Compressor 327.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Township Council of the Township of West Milford, in the County of Passaic, and State of New Jersey, in the interest of protecting its residents and businesses, opposes construction of fracked gas Compressor 327 station, the addition of a gas-powered turbine at the existing compression station CS 325 and TGP's attempt to exclude its activities from the Highlands Preservation Act.

**BE IT FURTHER RESOLVED**, that the West Milford Township Clerk shall forward this Resolution to FERC, President Joe Biden, Senators Cory Booker and Robert Menendez, Congressman Josh Gottheimer, Governor Phil Murphy ([www.nj.gov/governor/contact/](http://www.nj.gov/governor/contact/)), Commissioner of the New Jersey Department of Environmental Protection Catherine McCabe ([Catherine.McCabe@dep.nj.gov](mailto:Catherine.McCabe@dep.nj.gov)), Highlands Council Chairman Carl Richko, North Jersey Water Supply Commission, Fax 973-835-6701, as well as the Township's State and Assembly Legislative representatives.

This Resolution shall take effect immediately.

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

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William Senande, Township Clerk



# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2021 – 108 ~

### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE EMERGENCY TEMPORARY AUTHORIZATIONS PRIOR TO THE ADOPTION OF THE 2021 BUDGET

**WHEREAS**, Local budget law N.J.S.A. 40A:4-1 states in part, in addition to temporary appropriations necessary for the period prior to the adoption of the budget and regular appropriations, the governing body may, by resolution adopted by a 2/3 vote of the full membership thereof, make emergency temporary appropriations for any purposes for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for said year.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of West Milford that the following:

1. The Township Council hereby authorizes the emergency authorization to be included in the 2021 temporary budget until adoption of 2021 budget by a 2/3 vote of the Governing Body.
2. The Township's 2021 adopted budget shall include these appropriations.

APPROPRIATION	ACCOUNT NUMBER	2021 TEMPORARY BUDGET
Administrator S&W	01-201-20-100-100	\$141,420
Administrator O.E.	01-201-20-100-200	\$46,483
<b>TOTAL</b>		<b>\$187,903</b>
Township Mayor & Council S&W	01-201-20-105-100	\$17,000
Township Mayor & Council O.E.	01-201-20-105-200	\$1,200
<b>TOTAL</b>		<b>\$18,200</b>
Information Technology S&W	01-201-20-140-100	\$76,385
Information Technology O.E.	01-201-20-140-200	26,225
<b>TOTAL</b>		<b>\$102,610</b>
Legal O.E.	01-201-20-155-200	<b>\$138,000</b>
General Services S&W	01-201-20-161-100	\$10,000
General Services O.E.	01-201-20-161-200	\$82,000
<b>TOTAL</b>		<b>\$92,000</b>
Engineering S&W	01-201-20-165-100	\$144,250
Engineering O.E.	01-201-20-165-200	\$45,125
<b>TOTAL</b>		<b>\$189,375</b>
Insurance, Other	01-201-23-210-200	\$540,681
Insurance, Group	01-201-23-220-200	\$1,562,370
Health Benefit Waiver	01-201-23-230-200	\$40,000

APPROPRIATION	ACCOUNT NUMBER	2021 TEMPORARY BUDGET
<b>TOTAL</b>		<b>\$2,143,051</b>
Clerk S&W	01-201-20-120-100	\$113,686
Clerk O.E.	01-201-20-120-200	\$12,250
<b>TOTAL</b>		<b>\$125,936</b>
Elections S&W	01-201-20-146-100	\$750
Elections O.E.	01-201-20-146-200	\$8,400
<b>TOTAL</b>		<b>\$9,150</b>
Treasurer S&W	01-201-20-130-100	\$137,390
Treasurer O.E.	01-201-20-130-200	\$12,342
<b>TOTAL</b>		<b>\$149,732</b>
Annual Audit	01-201-20-135-200	\$-
Annual Audit Additional Services	01-201-20-135-200	\$25,000
<b>TOTAL</b>		<b>\$25,000</b>
Tax Collector S&W	01-201-20-145-100	\$88,179
Tax Collector O.E.	01-201-20-145-200	\$28,209
<b>TOTAL</b>		<b>\$116,387</b>
Tax Assessor S&W	01-201-20-150-100	\$110,125
Tax Assessor O.E.	01-201-20-150-200	\$9,121
<b>TOTAL</b>		<b>\$119,246</b>
PLANNING BOARD O.E.	01-201-21-180-200	\$20,025
Planning, Comp. S&W	01-201-21-181-100	\$62,028
Planning, Comp. O.E.	01-201-21-181-200	\$27,575
<b>TOTAL</b>		<b>\$89,603</b>
Zoning O.E.	01-201-21-185-200	\$26,000
BOARD OF ADJUSTMENT O.E.	01-201-21-186-200	\$32,275
Historic Preservation S&W	01-201-20-175-100	\$780
Historic Preservation O.E.	01-201-20-175-200	\$500
<b>TOTAL</b>		<b>\$1,280</b>
Building S&W	01-201-22-195-100	\$196,121
Building O.E.	01-201-22-195-200	29,395
<b>TOTAL</b>		<b>\$225,516</b>
Environmental Commission S&W	01-201-22-196-100	\$1,000
Environmental Commission O.E.	01-201-22-196-200	\$930
<b>TOTAL</b>		<b>\$1,930</b>
Police Patrol S&W	01-201-25-240-100	\$2,369,615
Police Patrol O.E.	01-201-25-240-200	\$98,484
Police Patrol-Purchase of Police Vehicles	01-201-25-240-900	-

APPROPRIATION	ACCOUNT NUMBER	2021 TEMPORARY BUDGET
Police Detective S&W	01-201-25-241-100	\$273,113
Police Administration S&W	01-201-25-242-100	\$292,875
Police Communication S&W	01-201-25-243-100	168,900
Police Comm. O.E.	01-201-25-243-400	\$6,250
Police Specials S&W	01-201-25-244-100	\$18,000
Police Specials O.E.	01-201-25-244-200	\$4,738
<b>TOTAL</b>		<b>\$3,231,975</b>
Emergency Management S&W	01-201-25-252-100	\$2,500
Emergency Management O.E.	01-201-25-252-200	\$17,750
<b>TOTAL</b>		<b>\$20,250</b>
First Aid - WMFAS Contributions	01-201-25-260-200	\$54,250
First Aid - UGLFAS Contributions	01-201-25-260-200	\$22,875
<b>TOTAL</b>		<b>\$77,125</b>
Aid To Vol. Fire Co.	01-201-25-255-200	\$45,000
Fire Prevention Bureau S&W	01-201-25-265-100	\$82,165
Fire Prevention Bureau O.E.	01-201-25-265-200	\$7,300
Fire Co. Admin. S&W	01-201-25-266-100	5,795
Fire Co. Admin. O.E.	01-201-25-266-200	\$152,075
LOSAP	01-201-25-267-200	\$-
<b>TOTAL</b>		<b>\$292,335</b>
DPW Streets & Roads S&W	01-201-26-290-100	\$992,350
DPW Streets & Roads O.E.	01-201-26-290-200	293,200
DPW Buildings & Grounds S&W	01-201-26-291-100	\$30,292
DPW Buildings & Grounds O.E.	01-201-26-291-200	\$54,975
DPW Snow Removal S&W	01-201-26-294-100	\$250,000
DPW Snow Removal O.E.	01-201-26-294-200	\$1,067,000
DPW Vehicle Maintenance S&W	01-201-26-315-100	\$181,500
DPW Vehicle Maintenance O.E.	01-201-26-315-200	\$187,000
<b>TOTAL</b>		<b>\$3,056,317</b>
Public Health S&W	01-201-27-330-100	\$36,769
Public Health O.E.	01-201-27-330-200	\$15,390
Vital Statistics S&W	01-201-27-331-100	\$16,550
Vital Statistics O.E.	01-201-27-331-200	\$10,625
Housing Standard Bureau O.E.	01-201-27-332-441	\$4,000
Environmental Health S&W	01-201-27-335-100	\$113,578
Environmental Health O.E.	01-201-27-335-200	\$59,685

APPROPRIATION	ACCOUNT NUMBER	2021 TEMPORARY BUDGET
Animal Control S&W	01-201-27-340-100	\$50,000
<b>TOTAL</b>		<b>\$306,597</b>
Recreation Programs S&W	01-201-28-370-100	\$93,264
Recreation Programs O.E.	01-201-28-370-200	\$66,500
Recreation.-Bubbling Springs S&W	01-201-28-371-100	\$0.00
Recreation.-Bubbling Springs O.E.	01-201-28-371-200	\$91,000
Recreation.-Admin. S&W	01-201-28-372-100	\$80,126
Recreation.-Admin. O.E.	01-201-28-372-200	\$8,700
Recreation.-Community Center S&W	01-201-28-374-100	\$60,591
Recreation.-Community Center O.E.	01-201-28-374-200	\$14,200
Recreation.-Parks Maintenance S&W	01-201-28-375-100	\$150,420
Recreation.-Parks Maintenance O.E.	01-201-28-375-200	67,000
Senior Citizen Services S&W	01-201-28-376-100	\$24,540
Senior Citizen Services O.E.	01-201-28-376-200	\$4,500
<b>TOTAL</b>		<b>\$660,840</b>
Veteran's Bureau S&W	01-201-20-172-100	\$668
Veteran's Bureau O.E.	01-201-20-172-200	\$75
<b>TOTAL</b>		<b>\$743</b>
Celebration of Public Events O.E.	01-201-30-420-200	\$18,000
Mass Transportation S.W	01-201-30-432-100	\$28,250
Mass Transportation O.E.	01-201-30-432-200	-
<b>TOTAL</b>		<b>\$28,250</b>
Library S&W	01-201-29-390-100	\$250,000
Library O.E.	01-201-29-390-200	\$272,868
<b>TOTAL</b>		<b>\$522,868</b>
Municipal Court S&W	01-201-43-490-100	\$143,594
Municipal Court O.E.	01-201-43-490-200	\$12,000
Municipal Court Prosecutor S&W	01-201-43-491-101	\$19,775
Municipal Court Prosecutor O.E.	01-201-43-491-200	\$300
<b>TOTAL</b>		<b>\$175,669</b>
Utilities-Electricity	01-201-31-430-200	\$76,175
Utilities-Street Lights	01-201-31-435-200	\$32,750
Utilities-Telephone	01-201-31-440-200	\$72,500
Utilities-Natural Gas	01-201-31-446-200	\$27,250

APPROPRIATION	ACCOUNT NUMBER	2021 TEMPORARY BUDGET
Utilities-Fuel	01-201-31-460-200	\$220,250
<b>TOTAL</b>		<b>\$428,925</b>
PERS	01-201-36-471-532	\$0
Social Security	01-201-36-472-533	\$325,000
Defined Contributions Retirement Prog	01-201-36-475-536	\$7,500
PFRS	01-201-36-473-534	\$0
<b>TOTAL</b>		<b>\$332,500</b>
Salaries & Wages Adjustment Account	01-201-37-480-501	-
Compensated Absences	01-201-38-485-110	\$84,500
Interlocal Agreement – Health	01-201-47-600-200	\$57,788
Def. Charge – Ord. 00-09 Rec. Fac. Contr.	01-201-46-886-596	\$-
Reserve for Tax Appeals	01-201-46-886-667	\$-
Def. Charge - Ord. 07-06 Various Rd. Imp.	01-46-887-531	\$-
Reserve for Uncollected Taxes	01-201-50-899-200	\$-
<b>TOTAL</b>		<b>\$-</b>
GRANTS	G-02-41	\$-
<b>SUBTOTAL</b>		<b>\$13,107,897</b>
Capital Improvements Fund	01-201-44-900-200	-
Cap. Improv. Fund-Fire Emer Equip.	01-201-44-900-230	-
<b>TOTAL</b>		<b>\$-</b>
Debt Service Total		\$3,597,373
<b>TOTAL OPERATING BUDGET</b>		<b>\$19,483,860</b>
<b>SOLID WASTE DISTRICT BUDGET</b>		
Solid Waste S&W	26-201-55-500-100	\$58,529
Solid Waste O.E. All Other	26-201-55-500-200	\$103,525
Contractual Services	26-201-55-500-514	\$1,032,000
Disposal Fees	26-201-55-500-548	\$371,396
<b>TOTAL</b>		<b>\$1,565,450</b>

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

\_\_\_\_\_  
William Senande, Township Clerk

## Township of West Milford

Passaic County, New Jersey

### ~ Resolution 2021 – 109 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING AN EMERGENCY TEMPORARY APPROPRIATION PRIOR TO THE ADOPTION OF THE 2021 BUDGET PER N.J.S.A.. 40A:4-20**

**WHEREAS**, Local Budget Law N.J.S.A. 40A:4-1 states in part, in addition to temporary appropriations necessary for the period prior to the adoption of the budget and regular appropriations, the governing body may, by resolution adopted by a 2/3 vote of the full membership thereof, make emergency temporary appropriations for any purposes for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for said year and; and

**WHEREAS**, the Township of West Milford Police Department wishes to purchase bullet proof vests with grant money awarded.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of West Milford by a 2/3 vote, that the following temporary budget receivable and appropriation be made and that a certified copy of the resolution be sent to DLGS:

Appropriation	Acct Number	Amount
PERS	01-201-36-471-532	\$1,061,108.00
PFRS	01-201-36-473-534	\$1,718,982.00
	<b>Total</b>	<b>\$2,780,090.00</b>

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

\_\_\_\_\_  
William Senande, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2021 – 110 ~**

#### **RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A COMPETITIVE BIDDING CONTRACT TO D'ONOFRIO & SONS INC. FOR THE MAINTENANCE OF BALLFIELDS AND OTHER SITES**

**WHEREAS**, the Township of West Milford advertised for the receipt of sealed competitive bids to be received on March 5, 2021 at 10:30 am for Maintenance of Ball Fields and Other Sites as per the Bid Specifications; and

**WHEREAS**, the Township of West Milford received one bid for this contract; and

**WHEREAS**, said bid has been duly reviewed and analyzed by the Director of Community Services & Recreation and the Township Attorney; and

**WHEREAS**, the bid received from the lowest bidder D'Onofrio & Son, Inc. is complete; and

**WHEREAS**, the Chief Financial Officer has certified that encumbrances for these services shall come from account number 01-201-28-375-450.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey, the following:

1. The Township Council hereby awards a contract to D'Onofrio & Son Inc. for Maintenance of Ballfields and Other Sites in an amount not to exceed \$49,750.00 for one year.
2. The Mayor and Township Clerk be and are hereby authorized and directed to execute a contract with D'Onofrio & Sons Inc. in accordance with its bid for said Maintenance of Ballfields and Other Sites in the Township of West Milford.
3. The Township's Chief Financial Officer has certified the availability of funds for same.
4. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

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William Senande, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2021 – 111 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING EXPENDITURE OF FUNDS FOR THE INSTALLATION OF THE NEW HANDS FREE PLUMBING FIXTURES BY BSE MECHANICAL IN ACCORDANCE WITH THE STATES (DCA) EMERGENCY PURCHASING PROCEDURES RESULTING FROM THE GOVERNOR'S DECLARATION OF A STATE OF EMERGENCY VIA EXECUTIVE ORDER IN RESPONSE TO THE CORONAVIRUS OUTBREAK**

**WHEREAS**, on March 9, 2020 the Governor of the State of New Jersey declared that a public health emergency and a state of emergency exists due to the corona virus (Covid 19); and

**WHEREAS**, by virtue of Executive Order #103 the Governor authorized the Emergency Management Coordinator to procure any goods or services needed to protect the health and safety of employees and the public and to prevent the spread of the virus; and

**WHEREAS**, the Emergency Management Coordinator is requesting the installation of hands free plumbing fixtures by BSE Mechanical to protect the health and safety of Township employees and the public and allow for the continuation of Municipal operations. This is in direct response to the Governor's declaration of a state of emergency in response to the corona virus outbreak; and

**WHEREAS**, the Township Council has received a recommendation from the Emergency Management Coordinator indicating the need to install hands free plumbing fixtures in the municipal building to prevent the spread of the virus; and

**WHEREAS**, the Emergency Management Coordinator will make every effort to obtain multiple quotes or to utilize State or Co-Op contracts for all purchases when practicable; and

**WHEREAS**, the above purchase is being made in compliance with the directive of the Department of Community Affairs (DCA) for emergency procurement of goods or services where an emergency affecting the public health or safety requires such emergency purchases; and

**WHEREAS**, this purchase shall be made pursuant to N.J.S.A. 40A:11-6 (local public contracts law) and N.J.S.A 19:44A-20.12 emergency exemption to Pay-to-Play regulations in response to the corona virus outbreak. Funding for the goods or services are certified by the Chief Financial Officer.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey that the appropriate Township officials be and are hereby authorized to execute purchases to the above referenced vendor in an amount not to exceed \$20,000.00.

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

---

William Senande, Township Clerk



## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2021 – 112 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING PURCHASES FROM CLIFFSIDE BODY CORP. AS A STATE CONTRACT VENDOR PURSUANT TO N.J.S.A. 40A:11-12 (A) IN ACCORDANCE WITH THE TOWNSHIP'S PURCHASING POLICES AND PAY TO PLAY LAW N.J.S.A. 19:44A-20.5 ET SEQ.**

**WHEREAS**, the Township of West Milford, pursuant to N.J.S.A.40A:11-12 (a) and N.J.A.C. 5:34-7.29 (c) may, by virtue of this resolution and with a properly executed purchase order and without advertising for bids, purchase goods or services under any contract or contracts entered into on behalf of the State by the Division of Purchase and Property; and

**WHEREAS**, the Township of West Milford has a need on a timely basis to purchase goods and services utilizing the State Division of Purchase and Property contract for plow and sander parts awarded to Cliffside Body Corp. which expense would exceed the Pay-to-Play threshold of \$17,500; and

**WHEREAS**, the above vendor shall comply with the State pay-to-play regulations by completing and submitting a Business Entity Disclosure Certification; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-5.5 (b), no orders of materials shall be undertaken until such time as the funding for the goods or services are certified by the Chief Financial Officer.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey that the appropriate Township officials be and are hereby authorized to execute purchases to Cliffside Body Corp. as a state contract vendor within the budget appropriation established for this purpose.

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

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William Senande, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2021 – 113 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING EXPENDITURE OF FUNDS FOR THE PURCHASE AND INSTALLATION OF RIGID VINYL FLOORING FROM BE CREATIVE TILE, CUSTOM WOODWORKING AND DESIGN LLC IN ACCORDANCE WITH THE STATES (DCA) EMERGENCY PURCHASING PROCEDURES RESULTING FROM THE GOVERNOR'S DECLARATION OF A STATE OF EMERGENCY VIA EXECUTIVE ORDER IN RESPONSE TO THE CORONAVIRUS OUTBREAK**

**WHEREAS**, on March 9, 2020 the Governor of the State of New Jersey declared that a public health emergency and a state of emergency exists due to the coronavirus (Covid-19); and

**WHEREAS**, by virtue of Executive Order #103 the Governor authorized the Emergency Management Coordinator to procure any goods or services needed to protect the health and safety of employees and the public and to prevent the spread of the virus; and

**WHEREAS**, the Emergency Management Coordinator is requesting the purchase and installation of rigid vinyl flooring from Custom Woodworking and Design, LLC to protect the health and safety of Township employees and the public and allow for the continuation of Municipal operations. This is in direct response to the Governor's declaration of a state of emergency in response to the corona virus outbreak; and

**WHEREAS**, the Township Council has received a recommendation from the Emergency Management Coordinator indicating the need to replace the carpeting in the first aid squad building with rigid vinyl flooring to allow for proper disinfection to prevent the spread of the virus; and

**WHEREAS**, the Emergency Management Coordinator will make every effort to obtain multiple quotes or to utilize State or co-op contracts for all purchases when practicable; and

**WHEREAS**, the above purchase is being made in compliance with the directive of the Department of Community Affairs (DCA) for emergency procurement of goods or services where an emergency affecting the public health or safety requires such emergency purchases; and

**WHEREAS**, this purchase shall be made pursuant to N.J.S.A. 40A:11-6 (local public contracts law) and N.J.S.A 19:44A-20.12 emergency exemption to Pay-to-Play regulations in response to the coronavirus outbreak. Funding for the goods or services are certified by the Chief Financial Officer.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey that the appropriate Township officials be and are hereby authorized to execute purchases to the above referenced vendor in an amount not to exceed \$23,000.00

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

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William Senande, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2021 – 114 ~**

#### **RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT FOR PROFESSIONAL ENGINEERING SERVICES**

**WHEREAS**, the Township of West Milford has a need to appoint Roxbury Engineering Associates, LLC as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and

**WHEREAS**, the Township Council has determined that Roxbury Engineering Associates, LLC services will provide generator installation consulting/engineering services for the specifications on the installation of the generator at the Recreation Center; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et. seq.) requires that the resolution authorizing the award of contracts for Professional Services without competitive bids and the contract itself must be available for public inspection; and

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds for these purchases, said funds to be encumbered from account number 04-215-55-827-013.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of West Milford, County of Passaic and State of New Jersey as follows:

1. The Township of West Milford hereby awards and authorizes the Mayor and Township Clerk to execute an agreement with Roxbury Engineering Associates, LLC, 3 Gold Mine Road, Suite 1, Roxbury Township, NJ 07836
2. The total fee authorized for this contract shall not exceed \$2,500.00 without the prior written approval of the Township Council.
3. Notice of this action shall be published once in the Township's official newspaper as required by law.

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

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William Senande, Township Clerk

## Township of West Milford

Passaic County, New Jersey

### ~ Resolution 2021 – 115 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF CRUSHED STONE FROM EASTERN CONCRETE MATERIALS, INC. THROUGH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL, CONTRACT #9 (CRUSHED STONE AND SAND) IN AN AMOUNT NOT TO EXCEED \$20,000.00**

**WHEREAS**, the Township of West Milford is a member of the Morris County Cooperative Pricing Council (State ID # 6-MCCoOp); and

**WHEREAS**, the Morris County Cooperative Pricing Council has awarded Contract #9 (Crushed Stone and Sand), to Eastern Concrete Materials Inc.; and

**WHEREAS**, said contract was awarded through the open competitive bidding process and in accordance with N.J.S.A. 40A:11 et seq., Local Public Contracts Law; and

**WHEREAS**, the Director of Public Works has submitted a written recommendation that the Township of West Milford utilize Eastern Concrete Materials Inc., for the purchase of crushed stone through the use of the Morris County Cooperative Pricing Council, Contract #9 in an amount not to exceed \$20,000.00; and

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds for this purchase, said funds to be encumbered from account number: 01-201-26-290-360.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey, the following:

1. The Township Council hereby authorizes an expenditure of funds through the Morris County Cooperative Pricing Council, contract #9, to Eastern Concrete Materials Inc., 250 Pehle Ave., Suite 503, Saddle Brook, NJ 07663 for the purchase of crushed stone for a not to exceed amount of \$20,000.00.
2. The Township's Chief Financial Officer has certified the availability of funds for same.
3. This resolution shall be available for public inspection in the office of the Township Clerk.

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

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William Senande, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2021 – 116 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING PURCHASES FROM AAA EMERGENCY SUPPLY CO., INC. AS A STATE CONTRACT VENDOR PURSUANT TO N.J.S.A. 40A:11-12 (A) IN ACCORDANCE WITH THE TOWNSHIP'S PURCHASING POLICES AND PAY TO PLAY LAW N.J.S.A. 19:44A-20.5 ET SEQ.**

**WHEREAS**, the Township of West Milford, pursuant to N.J.S.A.40A:11-12 (a) and N.J.A.C. 5:34-7.29 (c), may, by virtue of this resolution and with a properly executed purchase order and without advertising for bids, purchase goods or services under any contract or contracts entered into on behalf of the State by the Division of Purchase and Property; and

**WHEREAS**, the Township of West Milford has a need on a timely basis to purchase goods and services utilizing the State Division of Purchase and Property contract for firefighting equipment, services and repairs awarded to AAA Emergency Supply Co., Inc. which expense would exceed the Pay-to-Play threshold of \$17,500; and

**WHEREAS**, the above vendor shall comply with the State pay-to-play regulations by completing and submitting a Business Entity Disclosure Certification; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-5.5 (b), no orders of materials shall be undertaken until such time as the funding for the goods or services are certified by the Chief Financial Officer.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey that the appropriate Township officials be and are hereby authorized to execute purchases to AAA Emergency Supply Co., Inc. as a state contract vendor within the budget appropriation established for this purpose.

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

---

William Senande, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2021 – 117 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF EIGHTEEN (18) SCOTT X3 PRO-CGA-4.5 SCBA (2018 ED.) INCLUDING AIR CYLINDERS, ACCESSEORIES AND TRAINING THROUGH NJ STATE CONTRACT VENDOR AAA EMERGENCY SUPPLY COMPANY THROUGH NJ STATE CONTRACT # A80961**

**WHEREAS**, the Township of West Milford Fire Commissioner has determined the need to replace Fire Company #6 Self Contained Breathing Apparatus (SCBA) for the safety of its members and to remain in compliance with NFPA and NJPEOSH Standards; and

**WHEREAS**, AAA Emergency Supply Company is an authorized SCOTT dealer under NJ State Contract #A80961; and

**WHEREAS**, public bidding is not required when a purchase is made under a state contract in accordance with N.J.S.A. 40A:11-12; and

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds for this purchase, said funds to be encumbered from account 04-215-56-915-000.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of West Milford, County of Passaic and State of New Jersey as follows:

1. The Township Council hereby authorizes the Fire Commissioner to purchase eighteen (18) SCOTT X3 Pro-CGA-4.5 SCBA (2018ed), air cylinders, accessories, and training, in an amount not to exceed \$125,000.00 from AAA Emergency Supply Company, 635 North Broadway, White Plains, NY 10603 under NJ State Contract #A80961
2. The Township's Chief Financial Officer has certified the availability of funds for same.
3. This resolution shall be available for public inspection in the office of the Township Clerk.

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

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William Senande, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2021 – 118 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING PURCHASES FROM OFFICE CONCEPTS GROUP AS A STATE CONTRACT VENDOR PURSUANT TO N.J.S.A. 40A:11-12 (A) IN ACCORDANCE WITH THE TOWNSHIP'S PURCHASING POLICES AND PAY TO PLAY LAW N.J.S.A. 19:44A-20.5 ET SEQ.**

**WHEREAS**, the Township of West Milford, pursuant to N.J.S.A.40A:11-12 (a) and N.J.A.C. 5:34-7.29 (c), may by virtue of this resolution and with a properly executed purchase order and without advertising for bids, purchase goods or services under any contract or contracts entered into on behalf of the State by the Division of Purchase and Property; and

**WHEREAS**, the Township of West Milford has a need on a timely basis to purchase goods and services utilizing the State Division of Purchase and Property contract for office supplies awarded to Office Concepts Group which expense would exceed the Pay-to-Play threshold of \$17,500; and

**WHEREAS**, the above vendor shall comply with the State pay-to-play regulations by completing and submitting a Business Entity Disclosure Certification; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-5.5 (b), no orders of materials shall be undertaken until such time as the funding for the goods or services are certified by the Chief Financial Officer.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey that the appropriate Township officials be and are hereby authorized to execute purchases to Office Concepts Group as a state contract vendor within the budget appropriation established for this purpose.

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

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William Senande, Township Clerk

## Township of West Milford

Passaic County, New Jersey

### ~ Resolution 2021 – 119 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF PAVING MATERIALS FROM TILCON NEW YORK, INC. THROUGH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL, CONTRACT #5 (PAVING MATERIALS) IN AN AMOUNT NOT TO EXCEED \$30,000.00**

**WHEREAS**, the Township of West Milford is a member of the Morris County Cooperative Pricing Council (State ID # 6-MCCoOp); and

**WHEREAS**, the Morris County Cooperative Pricing Council has awarded Contract #5 (Paving Materials), to Tilcon New York, Inc.; and

**WHEREAS**, said contract was awarded through the open competitive bidding process and in accordance with N.J.S.A. 40A:11 et seq., Local Public Contracts Law; and

**WHEREAS**, the Director of Public Works has submitted a written recommendation that the Township of West Milford utilize Tilcon New York, Inc., for the purchase of paving materials through the use of the Morris County Cooperative Pricing Council, Contract #5 in an amount not to exceed \$30,000.00; and

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds for this purchase, said funds to be encumbered from account number: 01-201-26-290-361.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey, the following:

1. The Township Council hereby authorizes an expenditure of funds through the Morris County Cooperative Pricing Council, contract #5, to Tilcon New York, Inc., 9 Entin Road, Parsippany, NJ 07054 for the purchase of paving materials for a not to exceed amount of \$30,000.00.
2. The Township's Chief Financial Officer has certified the availability of funds for same.
3. This resolution shall be available for public inspection in the office of the Township Clerk.

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

---

William Senande, Township Clerk



# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2021 – 120 ~

### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC STATE OF NEW JERSEY DESIGNATING ALL PROPERTY THROUGHOUT THE TOWNSHIP AS AN AREA IN NEED OF REHABILITATION PURSUANT TO N.J.S.A. 40A:12A-14

**WHEREAS**, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 *et seq.* ("Redevelopment Law"), authorizes municipalities to determine whether certain parcels, or all parcels, of land in the municipality constitute areas in need of rehabilitation; and

**WHEREAS**, the Redevelopment Law sets forth the procedures for the Township to declare an area in need of rehabilitation; and

**WHEREAS**, pursuant to the Redevelopment Law, the Township of West Milford (the "Township") has determined that all property within the boundaries of the Township should be considered for designation as an area in need of rehabilitation pursuant to N.J.S.A. 40A:12A-14(a), inclusive of any and all streets, "paper" streets, private drives and right of ways (the "Study Area"); and

**WHEREAS**, pursuant to N.J.S.A. 40A:12A-14(a), the Governing Body must make a determination that a delineated area is in need of rehabilitation because any of the following conditions exist therein: (1) a significant portion of structures therein are in a deteriorated or substandard condition; (2) more than half of the housing stock in the delineated area is at least 50 years old; (3) there is a pattern of vacancy, abandonment or underutilization of properties in the area; (4) there is a persistent arrearage of property tax payments on properties in the area; (5) environmental contamination is discouraging improvements and investment in properties in the area; or (6) a majority of the water and sewer infrastructure in the delineated area is at least 50 years old and is in need of repair or substantial maintenance; and

**WHEREAS**, Brian Townsend, the Township Tax Assessor, conducted a study of the Township and determined that 65.75% of the housing stock throughout the Township are at least 50 years old, therefore the Study Area meets the criteria set forth in subsection (2) of Section 14 of the Redevelopment Law, N.J.S.A. 40A:12A-14(a), as more than half the housing stock in the delineated Study Area is at least 50 years old and that a program of rehabilitation is expected to prevent further deterioration and to promote the overall development of the Township in accordance with the requirements of Section 14 of the Redevelopment Law, N.J.S.A. 40A:12A-14(a); and

**WHEREAS**, N.J.S.A. 40A:12A-14(a) provides that prior to the adoption of a resolution designating the Study Area as an area in need of rehabilitation, the Township must first submit a copy of the proposed resolution designating the Study Area to the Township Planning Board for its review and recommendations; and

**WHEREAS**, on February 3, 2021, the Township Council adopted Resolution 2021-073 referring this Resolution to the Planning Board for review and comment pursuant to Section 14 of the Redevelopment Law, N.J.S.A. 40A:12A-14(a); and

**WHEREAS**, based on the findings of the Township Tax Assessor, the Planning Board found that the Study Area satisfied the statutory criteria to be designated as an area in need of rehabilitation under Section 14 of the Redevelopment Law, N.J.S.A. 40A:12A-14(a); and

**WHEREAS**, on February 25, 2021, the Planning Board, acting by resolution, reviewed this Resolution and recommends its adoption and designation of the Study Area as an area in need of rehabilitation in accordance with Section 14 of the Redevelopment Law N.J.S.A. 40A:12A-14(a).

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of West Milford, in the County of Passaic, and State of New Jersey, as follows:

- 1) The aforementioned recitals are incorporated herein as though fully set forth at length.
- 2) The Township Council hereby designates the Study Area as an area in need of rehabilitation pursuant to Section 14 of the Redevelopment Law, N.J.S.A. 40A:12A-14(a).
- 3) A copy of this Resolution shall be provided to the Commissioner of the Department of Community Affairs for approval.
- 4) A copy of this Resolution shall be available for public inspection at the office of the Township Clerk.
- 5) This Resolution shall take effect immediately upon approval of the Commissioner of the Department of Community Affairs.

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

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William Senande, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2021 – 121 ~

### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF POCKET (INACTIVE) PLENARY RETAIL CONSUMPTION LICENSES FOR THE 2020- 2021 LICENSE YEAR

**WHEREAS**, applications for renewal of Plenary Retail Consumption License for the 2020- 2021 License year have been processed on the ABC POSSE website and reviewed; and

**WHEREAS**, these licenses have received a Tax Clearance Certificate and Special Ruling for the 2020-2021 year; and

**WHEREAS**, the Township Council has conducted a public review of the application as stipulated in the guidelines of the Director of the Division of Alcoholic Beverage Control; and

**WHEREAS**, as a result of that review the Township Council has determined as follows:

1. The submitted application is complete in all respects.
2. The applicant is qualified to be licensed according to all statutory, regulatory and local governmental A.B.C. laws and regulations.

**WHEREAS**, the Police Department has recommended that the license be renewed to the current owners as a pocket (inactive) license with conditions.

1. Inactive/Pocket Licenses must submit a 12-page Place-to-Place Transfer application with detailed sketch of proposed site and a Police Investigation Request to the Township Clerk's Office and receive satisfactory recommendations from the Health, Fire, Building, Zoning and Police Departments prior to siting this license.
2. Prior to activating the license, inspections of premises must be made and satisfactory recommendations must be received by the Fire, Health, Building, Zoning and Police Departments.
3. Licensee must submit applicable pages 1, 2, and 11 of the 12-page application to the Township Clerk's Office with date of activation prior to activation or opening this license.
4. A Health Department Retail Food Establishment license must be acquired with detailed floor plans and satisfactory recommendation received in the Clerk's Office prior to opening.

**NOW, THEREFORE, BE IT RESOLVED** that the Township Clerk is directed to issue and hold the license certificates for the Mayor and Township Council of the Township of West Milford.

LICENSE/LICENSEE/T/A	CONDITIONS
<b>LAKE FRONT LIQUORS LLC</b> 198 Kitchell Lake Drive, West Milford 07480 1615-33-013-010	Conditions stated above in resolution
<b>FAMILY ASSETS LLC</b> 673 Macopin Road, West Milford, NJ 07480 1615-33-002-003	Conditions state above in resolution

Adopted:            March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

\_\_\_\_\_  
William Senande, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2021 – 122 ~

### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE FILING OF THE APPLICATION FOR A 2017 SAMHSA DRUG FREE COMMUNITIES SUPPORT PROGRAM GRANT FOA SP-17-001 IN THE CATALOG OF FEDERAL DOMESTIC ASSISTANCE (CFDA) NUMBER 93.276

**WHEREAS**, The United States Substance Abuse and Mental Health Services Administration (SAMHSA) has grant funding available for its Drug Free Communities Support Program; and

**WHEREAS**, this grant program is more specifically identified as Substance Abuse and Mental Health Services Administration's Drug Free Communities Support Program Grant CDC RFA CE21-2102 in the catalog of federal domestic assistance (CFDA) number 93.27CDC in the catalog of federal domestic assistance (CFDA) number 93.276; and

**WHEREAS**, this grant will provide up to \$125,000 per year for five (5) years or programs that will reduce substance abuse and establish coalitions between public and non-profit entities, as well as federal, state, county and municipal governments; and

**WHEREAS**, there is also an in-kind, dollar-for-dollar match required for the 2021 SAMHSA Drug Free Communities Support Program; and

**WHEREAS**, the Mayor and Council of the Township of West Milford endorse and support this 2021 SAMHSA Drug Free Communities Support Program Grant Application and desire to file an application which is due May 10, 2020, because of its benefits for our residents and it is in the best interests of the Township of West Milford; and

**WHEREAS**, the Township of West Milford will have a full time coordinator in charge of allocating money for the prevention of substance abuse in the Township of West Milford; and

**WHEREAS**, an application for such funds may not be filed nor funds spent in a municipality without authorization by the Governing Body.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of West Milford, County of Passaic and State of New Jersey that:

1. The Mayor and Council of the Township of West Milford hereby endorse and authorize the filing of the 2020 SAMHSA Drug Free Communities Support Program Grant CDC RFA CE21-2102 in the catalog of federal domestic assistance (CFDA) number 93.276
2. The Mayor and Council of the Township of West Milford agree to provide the in-kind match required by SAMHSA.
3. Upon receipt of the grant agreement from SAMHSA, the signature of the Mayor, Township Administrator and/or any other municipal official, or their successors in said titles, which is required on the grant agreement and any other documents necessary in connection therewith, is hereby authorized.
4. This Resolution shall take effect immediately.

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

\_\_\_\_\_  
William Senande, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2021 – 123 ~**

#### **RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY REJECTING BIDS FOR THE BUBBLING SPRINGS PARK BALLFIELD RECONSTRUCTION PROJECT AUTHORIZING RE-BID OF SAME**

**WHEREAS**, the Township of West Milford solicited bids on March 12, 2021 for the Bubbling Springs Pak Ballfield Reconstruction Project; and

**WHEREAS**, in response to the "Notice to Bidders" the Township received five (5) bids; and

**WHEREAS**, said bids has been duly reviewed by the Director of Community Services & Recreation and the Township Attorney; and

**WHEREAS**, the five (5) bids exceeded the amount of funding appropriated; and

**WHEREAS**, pursuant to NJSA 40A:11-13.2 a local contracting unit may reject all bids that exceeds the contracting unit's appropriations for the goods or services.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey that the bids received on March 12, 2021 for the Bubbling Springs Park Ballfield Reconstruction Project is hereby rejected for the reason stated above.

**BE IT FURTHER RESOLVED**, that the Township Director of Community Services & Recreation and the Township Clerks Office be and are hereby authorized to reject all bids for this project and rebid for this project.

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

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William Senande, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2021 – 124 ~**

#### **RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING PASSAGE OF CONSENT AGENDA**

**WHEREAS**, the Mayor and Township Council of the Township of West Milford has reviewed the Consent Agenda consisting of various proposed Resolutions.

**NOW, THEREFORE, BE IT RESOLVED**, that the following Resolutions on the Consent Agenda are hereby approved:

**Resolutions:**

- a) **2021-125** – Authorizing Release of Maintenance Bond
- b) **2021-126** – Authorizing Refund of Performance Bond
- c) **2021-127** – Authorizing Refund of Other Liens
- d) **2021-128** – Authorizing Refund of Overpayment
- e) **2021-129** – Authorizing Refund of Recreation Fees
- f) **2021-130** – Authorizing Reinstatement of Taxes

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

---

William Senande, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2021 – 125 ~**

#### **RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING REFUND OF ENGINEERING DEPARTMENT PERFORMANCE GUARANTEES**

**BE IT RESOLVED**, by the Township Council of the Township of West Milford that, upon the report and request of the Township's Engineering Department, the following Performance Guarantees be refunded as follows:

<b>Name &amp; Address</b>	<b>Road Project</b>	<b>Amount Refunded</b>	<b>Amount Remaining</b>
Riverview Paving, Inc. 859 Willow Grove Street Hackettstown, NJ 07840	Ridge Road- Section 6	\$7,310.20	\$0

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

---

William Senande, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2021 – 126 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE RELEASE OF A MAINTENANCE SURETY BOND RECEIVED FOR WORK PERFORMED AT VIRGINIA LANE/WOOLEY ROAD, BLOCK 10001, LOTS 14, 19, 20 AND 23 LOT 2**

**WHEREAS**, Virginia Lane Realty Associates, LLC has requested a release of the maintenance surety bond issued by Arch Insurance Company, Bond No. SU1142097-0000, submitted in connection with work performed at Virginia Lane/Wooley Road, Block 10001, Lots 14, 19, 20 and 23, in the Township of Montville; and

**WHEREAS**, the Township Engineer has reviewed the request, performed an inspection of the work completed, and recommend by correspondence, dated February 25, 2021, that the maintenance surety bond held in connection with this project, which is in the amount of \$71,089.50, be released.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Township Council of the Township of West Milford, in the County of Passaic and State of New Jersey, that it does hereby authorize that the maintenance surety bond held in connection with this project, which is in the amount of \$71,089.50, be released to Virginia Lane Realty Associates, LLC.

This Resolution shall take effect immediately.

Adopted:        March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

---

William Senande, Township Clerk



## Township of West Milford

Passaic County, New Jersey

### ~ Resolution 2021 – 127 ~

#### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE REFUND OF OTHER LIENS

WHEREAS, the Collector of Taxes has reported receiving the amounts shown below for the redemption of the respective lien.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of West Milford that the proper officers be and are hereby authorized and directed to pay the indicated amount to the holder of the lien certificate as hereinafter shown below:

Certificate No.	Certificate Date	Block/Lot/Qual	Reimbursement Amount	Pay to Lien Holder
18-0046	10/09/2018	12307-007	\$45,341.16	CAZENOVIA CREEK FUNDING II; LLC PO BOX 54132 NEW ORLEANS, LA 70154
20-0015	10/13/2020	02006-004	\$30,599.17	FIG CUST FIGNJ19LLC & SEC PTY PO BOX 54226 NEW ORLEANS, LA 70154
<b>TOTAL</b>			<b>\$75,940.33</b>	

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

\_\_\_\_\_  
William Senande, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2021 – 128 ~

### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF OVERPAYMENT

**WHEREAS**, there appears on the tax records overpayment as shown below and the Collector of Taxes recommends the refund of such overpayment.

**NOW, THEREFORE, BE IT RESOLVED** that the proper officers be and they are hereby authorized and directed to issue checks refunding such overpayment as shown below:

- |                |  |   |
|----------------|--|---|
| <b>REASON:</b> | <ol style="list-style-type: none"> <li>1. Incorrect Payment</li> <li>2. Duplicate Payment</li> <li>3. Senior Citizen</li> <li>4. Veteran Deduction</li> <li>5. Homestead Rebate</li> </ol> | <ol style="list-style-type: none"> <li>6. Tax Appeal County Board</li> <li>7. Tax Appeal State Tax Court</li> <li>8. 100% Disabled Veteran</li> <li>9. Replacement Check</li> </ol> |
|----------------|--|---|

Block/Lot	Name	Amount	Year	Reason
07801-037.01	Corelogic Tax Services LLC 3001 Hackberry Rd Irving, TX 75063	\$1,592.24	2020	1
04105-001	Corelogic Tax Services LLC 3001 Hackberry Rd Irving, TX 75063	\$6,844.00	2021	2
06204-008.02	Town Title East 40 Midland Ave Paramus, NJ 07652	\$4,150.00	2021	2
07403-007	Equity Trust Company 1 Equity Way Westlake, OH 44145	\$2,116.00	2021	2
01404-005.02	Corelogic Tax Services LLC 3001 Hackberry Rd Irving, TX 75063	\$1,537.00	2021	2
02408-004	Jersey Search Service LLC 5 Alyce Court Lawrenceville, NJ 08648	\$1,498.00	2021	2
00408-020	Atlantic American Title and Escrow 151 S. Main Street New City, NY 10956	\$2,215.00	2021	2
<b>Total</b>		<b>\$19,952.24</b>		

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

\_\_\_\_\_  
William Senande, Township Clerk

**Township of West Milford**  
Passaic County, New Jersey

**~ Resolution 2021 – 129 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE REFUND OF RECREATION FEES**

**BE IT RESOLVED** that the following recreational fees upon the report of the Director of Community Services and Recreation be refunded:

<b>INDOOR FIELD HOCKEY</b>		<b>INDOOR YOUTH FIELD HOCKEY</b>	
\$110.00	Christine Harvey 46 Morris Ave. West Milford, NJ 07480	\$110.00	Jennifer Gruenler 27 Post Brook Road South West Milford, NJ 07480
<b>ANIMAL TRACKS PROGRAM</b>			
\$20.00	Ewelina Aiossa 123 Rockburn Pass West Milford, NJ 07480		

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

\_\_\_\_\_  
William Senande, Township Clerk

**Township of West Milford**  
Passaic County, New Jersey

**~ Resolution 2021 – 130 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REINSTATEMENT OF TAXES**

**WHEREAS**, there appears on the tax records receipt of payment of taxes; and

**WHEREAS**, the Collector of Taxes recommends the reinstatement of taxes due to reasons stated below.

**NOW, THEREFORE BE IT RESOLVED**, that the proper officers be and they are hereby authorized and directed to reinstate as listed below:

**REASON:                      INSUFFICIENT FUNDS**

<b>BLOCK/LOT</b>	<b>NAME</b>	<b>AMOUNT</b>	<b>YEAR</b>
05312-001.04	Rosemary Cappola	\$789.00 \$791.98	2021
02203-004	Pamela C. French-Stern	\$3,495.00	2021
06201-023	Mary DeMasso	\$1,703.00	2021
05317-002.16	Diane Deaver	\$668.00	2021
00703-004	Diane Deaver	\$2,711.00	2021
09901-022	Candace Fluharty	\$5,771.00	2021
16001-003	Wang Xuguang	\$688,310.00	2021
04201-018	Donna Waletzki Moy	\$3,416.85	2021
10002-001	Joseph C. Messineo	\$4,296.00	2021
03605-002	SNSC Escrow	\$1,996.00	2021
01808-001	Corelogic Tax Services	\$50.00	2021
04801-036	Fritz Klantschi	\$350.00	2021
02311-001	Jeannette DeMarco	\$999.44	2021
06701-001.02 LOT	Ilona K. Pyrich	\$194.52	2021
<b>Total</b>		<b>\$715,541.79</b>	

Adopted:            March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

\_\_\_\_\_  
William Senande, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2021 – 131 ~

### RESOLUTION APPROVING THE PAYMENT OF BILLS

**WHEREAS**, the Township Treasurer has submitted to the members of the Township Council a supplemental report listing individual disbursement checks prepared by this office in payment of amounts due by the Township.

**NOW, THEREFORE, BE IT RESOLVED** that the Township Treasurer's report of checks prepared by the Treasurer's Office be approved and issued as follows:

Acct #	Account Name	Amount
1	Current Account	\$606,278.11
3	Reserve Account	81,069.95
2	Grants	19,150.03
6	Refunds	27,502.44
1	General Ledger	4,147.75
26	Refuse	49,421.85
4	Capital	8,926.02
19	Animal Control	105.00
19	Heritage Trust	0.00
19	Open Space Trust	10,000.00
19	Trust	115,965.71
19	Scala Trust	0.00
16	Development Escrow	955.00
19	Tax Sale Trust	0.00
21	Assessment Trust	0.00
	Special Reserve	1,710.17
Total		\$925,232.03
	Less Refund Resolution	-27,502.44
	<b>Actual Bills List</b>	<b>\$897,729.59</b>
	Other Payments	
	Payroll	529,583.46
	Treasurer, State of NJ Dog Report	161.40
	Treasurer, State of NJ Dog Report	702.60
	Enterprise Leasing	4,249.03
	FIG c/f IGNJ19LLC	30,599.17
	Cazenovia Creek Funding II	45,341.16
	Board of Education	4,817,963.00
	<b>Total Expenditures</b>	<b>\$6,326,329.41</b>

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

\_\_\_\_\_  
William Senande, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2021 – 132 ~**

#### **RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY ACCEPTING RESIGNATION TENDERED**

**BE IT RESOLVED**, by the Township Council of the Township of West Milford that they do hereby accept the following resignation tendered to the Economic Development Commission:

<u>Name</u>	<u>Position</u>	<u>Date Tendered</u>
Douglas Timothy Dalton	Environmental Commission Citizen Member Term expires 12/31/21	March 1, 2021

Adopted: March 24, 2021

Adopted this 24<sup>th</sup> day of March, 2021  
and certified as a true copy of an original.

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William Senande, Township Clerk